

**TIPPECANOE COUNTY COUNCIL
REGULAR MEETING
JULY 10, 2001**

The Tippecanoe County Council held its regular meeting on Tuesday, July 10, 2001 at 2:00 P.M. in the Tippecanoe Room in the County Office Building. Council members present were: President David S. Byers, Vice President Connie Basham, Jeffrey Kessler, Margaret K. Bell, Jeffrey A. Kemper, Kathy Vernon, and Ronald L. Fruitt; Auditor Robert A. Plantenga, Attorney David W. Luhman, and Secretary Pauline E. Rohr.

President Byers called the meeting to order and led the Pledge of Allegiance. He then called upon Reverend Daniel May, Pastor of St. James Lutheran Church, to offer a prayer.

APPROVAL OF MINUTES

- Councilmember Kemper moved to approve the minutes of the June 7, 2001 Special Meeting with the Commissioners, seconded by Councilmember Vernon; motion carried.
- Councilmember Fruitt moved to approve the minutes of the June 12, 2001 Special Meeting with the Commissioners, seconded by Councilmember Bell; motion carried.

Councilmember Basham noted an inconsistent spelling of Tina Dillon's name on page 1 of the June 12, 2001 Regular Meeting minutes. It should be Tina Dillon, not Dillion.

- Councilmember Basham moved to approve the minutes of the June 12, 2001 Regular Meeting as amended, seconded by Councilmember Kemper; motion carried.

FINANCIAL STATEMENT: Auditor Robert Plantenga

Auditor Plantenga reported the 2001 uncommitted County General Funds through June 30, 2001 are \$961,524.77. He reviewed the County General Fund Revenue Summary showing the accounts where the \$6.3 million of June Property Tax is credited.

County General Fund Revenue Summary:

- Line item 31014 shows \$634,810.66 was earned in License Excise Tax.
- Line item 33200: \$25,000.00 from the County Auditor. Auditor Plantenga explained that until July 1, 2001, Sales Disclosure Funds were under the Auditor's control and a portion was being deposited into the County General Fund as revenue. Due to a change in the Statute, as of July 1, 2001 Sales Disclosure moneys will be under the control of the County Assessor instead of the County Auditor and will no longer be deposited into the County General Fund. By Statute, County Auditors were instructed to move all moneys into the County General Fund before July 1, 2001.
- Line item 35101 shows \$7,467.50, was collected from County Employees' Parking Fees which is \$967.50 over the estimated amount for the first 6 months. On Monday, July 9th, the Commissioners approved putting future Employees' Parking Fees into a Garage Maintenance Fund.
- Line item 38825: County General Fund has collected \$727,289.53 in Cum Bridge Fund Interest. Auditor Plantenga reminded the Council that after this amount reaches the \$1 million, the interest will remain in the Cum Bridge Fund.

Monthly Financial Statement:

- Fund 105, EDIT Reserve: the negative amount of \$2,857,229.76 reflects the payoff of the existing Jail Lease.
- Fund 187, Revenue Bonds (Parking Garage): shows a payment of \$919,032.48 to Wilhelm for construction costs for the Parking Garage.

INTEREST STATEMENT: Treasurer Oneta Tolle

Treasurer Tolle reported the average interest rate is 4.14% for May 2001, down from 4.68% in April. The total amount of Judgment collections in 2001 for delinquencies from 1981 to 1999 is \$114,000.00.

MIKE MADRID: Compliance with Statement of Benefits

Mr. Madrid said he is happy to report that, since they opened in 1997, they have added 10 employees rather than the 4 estimated on the Statement of Benefits (SB-1). They now have approximately 70 employees.

Since the company has changed ownership, Councilmember Kemper asked if the name of the taxpayer for the abatement should still be listed as Mike Madrid. Mr. Madrid said he is the owner of the real estate and the new owner owns the equipment. Since the company has a new title, Attorney Luhman advised Mr. Madrid that Madrid Properties LLC should appear as the name of the taxpayer on the Statement of Benefits.

- Councilmember Kessler moved to find that Mike Madrid is in substantial compliance with the Statement of Benefits, seconded by Councilmember Basham; motion carried.

ELMSTEEL, LTD/dba ELMSTEEL, INC.: Compliance with Statement of Benefits

Elmsteel President Andrew Ball was asked why only seven (7) of the estimated twenty three (23) employees have been hired. Mr. Ball responded that the estimate was based on a three (3) year growth plan and they only opened in mid 2000. He anticipates they will have twenty three employees in three years and reported that, as of today, they have ten (10) employees. Mr. Ball noted they have spent more on the building and equipment than estimated. He said the downturn in the automotive market has not been favorable to them but, although they are a new company in the US, they are building a customer base.

- Councilmember Kemper moved to find that Elmsteel, Inc. is in substantial compliance with the Statement of Benefits, seconded by Councilmember Fruitt; motion carried.

SUBARU-ISUZU AUTOMOTIVE INC.: Compliance with Statement of Benefits

Attorney Luhman reported that no representative is present today because the company is on a two week shut down for vacations. He said SIA's General Counsel Tom Easterday expressed his willingness to update the Council on their progress at a later date if that is the Council's desire.

Councilmember Basham noted the number of additional employees on the Statement of Benefits was sixty nine (69) but only twenty three (23) have been hired. President Byers said he was told this is because they don't have all the new equipment installed. Auditor Plantenga explained that the equipment listed on the Statement of Benefits was not claimed on the 2001 return so they aren't asking for any new abatement on the equipment. He thinks they won't have the new employees without the new equipment. He said they are required to file a Compliance form even though there is no new abatement but pointed out they do have an existing abatement.

Attorney Luhman explained that, if the Council doesn't want to vote on this without a presentation from SIA, they will have to hold a special meeting before the next regular meeting to meet the forty five (45) day requirement.

- Councilmember Fruitt moved to find Subaru-Isuzu is in substantial compliance with the Statement of Benefits, seconded by Councilmember Kessler; motion carried.

CATERPILLAR MANUFACTURING LOGISTICS AND TRANSPORTATION, INC.: Compliance with State of Benefits

Factory Manager Greg Myszkowski said they are in their second year of operation and thinks they have met their responsibilities as stated on the Statement of Benefits. They estimated hiring seventy five (75) employees with salaries of \$2,041,880 but have actually hired eighty three (83) employees with salaries of \$3,662,827. Mr. Myszkowski said they have approximately fifteen (15) temporary employees but it is their policy to transition them to full time. He thinks they will sustain the level of the current number of employees.

- Councilmember Basham moved to find Caterpillar manufacturing Logistics and Transportation, Inc. is in substantial compliance with the Statement of Benefits, seconded by Councilmember Kemper; motion carried.

SUPERIOR COURT III: Tabled 6/12/2001

ADDITIONAL APPROPRIATIONS: \$250,000.00

250,000.00 Institutional Care

- Councilmember Kemper moved to take this request from the table, seconded by Councilmember Kessler; motion carried.

Councilmember Kemper related that he spoke to Judge Rush regarding this request. Since there was a balance of \$188,000 in this line item at the end of June, he advised her to come to the Council with an update in August or September.

NO ACTION WAS TAKEN.

BOARD OF ELECTION & REGISTRATION (fka Voter Registration)

ADDITIONAL APPROPRIATIONS: \$23,304.00

9,552.00 Deputy (salary)
731.00 Social Security
454.00 Retirement
1,653.00 Health Insurance
10,914.00 Hardware Maintenance

Democratic Registrar Nora Jarmon and Republican Registrar Linda Phillips requested a full time Deputy position (Democrat) to bring the total number of full time employees in this department to four (4). Discussing the Hardware Maintenance request, Mrs. Phillips said \$8,040.00 is owed to the vendor but she suggested not appropriating \$2,874 for software license for election equipment since there is a possibility new equipment will be purchased. Mrs. Jarmon explained that this new Deputy position will be equal to the Deputy position already in place.

In response to the question regarding duties of these Deputies in an off-election year, Election Board Member Bob Reiling said using these employees as Floaters in another department is questionable. He said they will be busy educating the public if new election equipment is purchased.

- Councilmember Kessler moved to approve the Additional Appropriation of \$12,390.00 for salary and benefits for the Deputy position, seconded by Councilmember Fruitt; motion carried.
- Councilmember Kessler moved to approve \$8,040.00 for Hardware Maintenance, seconded by Councilmember Basham; motion carried.

SOIL & WATER CONSERVATION DISTRICT: Fund 112

ADDITIONAL APPROPRIATIONS: \$15,065.00

11,356.00	Water Quality Educator
869.00	Social Security
540.00	Retirement
1,902.00	Health Insurance
398.00	Worker's Comp

<u>SALARY ORDINANCE</u>	<u>Position</u>	<u>Rate</u>	<u>Salary</u>
Full Time	Water Quality Educator	946.29	11,356.00

Board of Supervisors representative Linda Eastman said the District received a two (2) year EPA 319 Grant from IDEM (Indiana Department of Environmental Management) in the amount of \$66,750.00. The request for an appropriation of \$15,065.00 will fund the position from July 1, 2001 until December 31, 2001. Ms Eastman said she will request an appropriation of the remaining Grant funds for 2002 through June 2003. The Grant match will be in-kind services provided by the District, grant administration, and volunteers.

- Councilmember Kemper moved to approve the Additional Appropriation of \$15,065.00, seconded by Councilmember Basham; motion carried.
- Councilmember Kemper moved to approve the Salary Ordinance, seconded by Councilmember Bell; motion carried.

COMMUNITY CORRECTIONS: Work Release Director Pat Scowden

<u>SALARY ORDINANCE</u>	<u>Position</u>	<u>Rate</u>	<u>Salary</u>
Full Time	Executive Director		41,440.00
	Deputy Director		37,761.00
	Road Crew Director		30,774.00
	Office Manager		32,268.00
	Secretary (4)		94,852.00
	Surveillance Officer (8)		214,665.00
	Work Release Director		41,440.00
	Case Manager (4)		107,608.00
	Head Corr. Officer (4)		121,222.00
	Correction Officers (16)		417,374.00
Part-time	Maintenance Tech		31,404.00
	Road Crew Supervisor	7.50/8.00/hr	
	Secretary	7.50/8/50/hr	

Mr. Scowden requested approval of this Salary Ordinance effective July 1, 2001 through June 30, 2002. It includes new positions of Secretary (1) and Correction Officer (2). The DOC Grant will pay salaries for the Secretary and one (1) Correction Officer and ½ the salary of the second Correction Officer. The other half of the second Correction Officer's salary will be paid from User Fees. Mr. Scowden is requesting a reclassification of one Surveillance Officer to Head Surveillance Officer but will need to present a separate Salary Ordinance for approval.

- Councilmember Basham moved to approve the Salary Ordinance for Community Corrections, seconded by Councilmember Bell; motion carried.

JUVENILE ALTERNATIVES: Director Cathy Smith

<u>SALARY ORDINANCE</u>	<u>Position</u>	<u>Rate</u>	<u>Salary</u>
Full Time	Program Director		39,470.00
	Bookkeeper		26,968.00
	Home Det./SCS Coord		27,667.00
	SCS Crew Leader		23,824.00
	JEDIS Educational Coord		26,211.00
	Truancy Mediation Coord		27,667.00
Part-time	BEAMES Coord		26,211.00
	BEAMES Asst. Coord		23,379.00
	SCS Crew Leaders	6.75/hr	
	Home Det. Monitors:		
	Day Visits	10.00/hr	
	Over 5 phone calls	7.50/hr	
	3-5 phone calls	5.00/hr	
<u>SALARY ORDINANCE</u>	<u>Position</u>	<u>Rate</u>	<u>Salary</u>
Full Time	HD/SCS Asst. Coord		23,379.00
	JEDIS Asst. Coord		23,379.00
	Administrative Asst		23,597.00

Ms Smith requested approval of a Salary Ordinance for three (3) new positions. A DOC Grant to pay for the positions has been requested but she said she does not know if it has been approved.

Auditor Plantenga interjected that without the DOC Grant the Salary Ordinance cannot be approved because there will be no funding to back it up.

Ms Smith said she was told that, if the DOC didn't provide the funding, User Fees would.

Auditor Plantenga stated that the Commissioners approved the new positions subject to a DOC Grant, not User Fees. If the positions are to be funded by User Fees, the request will have to be resubmitted to the Commissioners for approval.

Commission President Shedd confirmed that the Commissioners approved the positions only if there was Grant funding.

Mr. Scowden said the DOC may approve a Grant without DOC funding but approve funding from User Fees.

- Councilmember Kessler moved to approve the Salary Ordinance for the full time positions of Program Director, Bookkeeper, Home Detention/SCS Coordinator, SCS Crew Leader, JEDIS Educational Coordinator, Truancy Mediation Coordinator, BEAMES Coordinator, and BEAMES Assistant Coordinator and the part-time positions of SCS Crew Leaders and Home Detention Monitors, seconded by Councilmember Basham; motion carried.
- Councilmember Kessler moved to approve the Salary Ordinance for the 3 new positions, HD/SCS Assistant Coordinator, JEDIS Assistant Coordinator, and Administrative Assistant, subject to Grant approval, seconded by Councilmember Bell; motion carried.

EDIT FUND 15

ADDITIONAL APPROPRIATIONS: \$75,000.00

75,000.00 Computer Upgrade

Since this request is for additional EDIT Funds, it will be necessary to amend the EDIT Plan to include it.

- Councilmember Kessler moved to table this request, seconded by Councilmember Vernon; motion carried.

ORDINANCE 2001-31-CL: Late Payment Fee

Attorney Luhman explained that a Statute authorizes the \$25.00 Late Charge Fee to go to the County General Fund unless the County Council decides otherwise. He said Judge Morrissey and the County Clerk have indicated their desire for 100% of the fees to go to the General Fund, and Ordinance 2001-31-CM distributes the late payment fees in that manner. Attorney Luhman then read the Ordinance:

(quote)

**ORDINANCE NO. 2001-31-CL
LATE PAYMENT FEE**

WHEREAS, the Indiana Legislature, pursuant to Senate Enrolled Act 518 (Public Law 280-2001) has enabled Courts to impose \$25 late payment fee pursuant to IC 33-19-6-20; and

WHEREAS, the Tippecanoe County Council has been informed that the Courts of Tippecanoe County desire to promulgate a local court rule imposing such a late payment fee; and

WHEREAS, in order to effectuate the purpose of the statute, the County fiscal body must adopt an ordinance concerning the distribution of said late payment fees,

NOW THEREFORE, be it **ORDAINED** that all late payment fees collected pursuant to IC 33-19-6-20 shall be deposited by the County Auditor as follows:

One hundred percent (100%) in the County General Fund.

This Ordinance shall be effective upon passage.

Presented to the County Council of Tippecanoe County, Indiana, and read in full for the first time, and approved this _____ day of July, 2001, by the following vote:

VOTE	TIPPECANOE COUNTY COUNCIL
David S. Byers	David S. Byers, President
Connie Basham	Connie Basham, Vice President
Jeffrey Kessler	Jeffrey Kessler
Jeffrey A. Kemper	Jeffrey A. Kemper
Kathy Vernon	Kathy Vernon

Margaret K. Bell

Margaret K. Bell

Ronald L. Fruitt

Ronald L. Fruitt

ATTEST:

Robert Plantenga, Tippecanoe County Auditor

Presented to the County Council of Tippecanoe County, Indiana, and read in full for the second time, and adopted this _____ day of July, 2001, by the following vote:

VOTE

TIPPECANOE COUNTY COUNCIL

David S. Byers

David S. Byers, President

Connie Basham

Connie Basham, Vice President

Jeffrey Kessler

Jeffrey Kessler

Jeffrey A. Kemper

Jeffrey A. Kemper

Kathy Vernon

Kathy Vernon

Margaret K. Bell

Margaret K. Bell

Ronald L. Fruitt

Ronald L. Fruitt

ATTEST:

Robert Plantenga, Tippecanoe County Auditor

(unquote)

- Councilmember Fruitt moved to approve Ordinance 2001-31-CL on first reading, seconded by Councilmember Kessler.

Auditor Plantenga recorded the following roll call vote:

David Byers	Yes
Connie Basham	Yes
Jeffrey Kessler	Yes
Jeffrey Kemper	Yes
Kathy Vernon	Yes
Margaret Bell	Yes
Ronald Fruitt	Yes

- The motion to approve Ordinance 2001-31-CL on first reading passed 7 – 0.
- Councilmember Fruitt moved to suspend the rules and allow a vote on second reading the same day as presented, seconded by Councilmember Kessler; motion carried.

- Councilmember Kessler moved to approve Ordinance 2001-31-CL on second reading, seconded by Councilmember Bell.

Councilmember Kemper asked how much money will be generated and how accessible it will be for various uses. Attorney Luhman responded that it will go directly into the County General Fund and will be highly accessible. Auditor Plantenga estimated \$7,000 per month could be collected.

Auditor Plantenga recorded the following roll call vote:

Ronald Fruitt	Yes
Margaret Bell	Yes
Kathy Vernon	Yes
Jeffrey Kemper	Yes
Jeffrey Kessler	Yes
Connie Basham	Yes
David Byers	Yes

- The motion to approve Ordinance 2001-31-CL on second reading passed 7 – 0.

CARY HOME: Director Rebecca Humphrey

<u>SALARY ORDINANCE</u>	<u>Position</u>	<u>Rate</u>	<u>Salary</u>
Full Time	Juvenile Enhancement & Treatment Specialist		22,711.00
	Juvenile Enhancement & Treatment Coordinator		33,548.00

Ms Humphrey said approval of this Salary Ordinance will make the Specialist and Coordinator positions full time for the Therapeutic Day Program. This program will provide day treatment services to re-integrate juveniles into a full day at school. For the rest of 2001, the remainder of the DFC Grant will pay for the Coordinator's salary and the unfilled Clinical Director's position will pay for the Specialist's salary. The Commissioners approved these positions on the condition that she will seek grants to pay 2002 salaries.

- Councilmember Fruitt moved to approve the Salary Ordinance for the Specialist and Coordinator for 2001, seconded by Councilmember Basham; motion carried.

AD HOC COMMITTEE: Food & Beverage Tax

The Ad Hoc Committee working on a Food & Beverage Tax for Tippecanoe County needs County Council representation. Councilmembers Kemper and Basham indicated their willingness to serve on the Committee that is scheduled to meet once a month.

APPOINTMENT: West Lafayette Public Library

In a letter from the West Lafayette Public Library Board of Trustees, the Board requested that Ann McKenzie be reappointed as the County Council's representative to the Board. Ms McKenzie has expressed her willingness to continue in that capacity. This is a four (4) year appointment from July 10, 2001 until June 30, 2005. President Byers circulated a letter from the Board of Trustees concerning her reappointment.

OCTOBER COUNCIL MEETING

The October Council meeting is currently scheduled for October 9, 2001 but since the AIC (Association of Indiana Counties) Conference will be held on October 9, 10, and 11, 2001, the October Council meeting is rescheduled to 2:00 P.M., Thursday, October 4, 2001. There will be no Working Session in October.

JOB RECLASSIFICATION COMMITTEE

A County Council representative is needed to fill a vacancy on the Job Reclassification Committee. No one volunteered.

WABASH VALLEY HOSPITAL APPOINTMENT

The Council's recent appointment to the Wabash Valley Hospital Board has been transferred. Councilmembers were asked to submit the name of any interested person willing to serve.

APPOINTMENT: West Lafayette Public Library resumed

- Councilmember Kessler moved to appoint Ann McKenzie as the County Council's representative to the West Lafayette Public Library Board of Trustees for a four year term, seconded by Councilmember Fruitt; motion carried.

AD HOC COMMITTEE resumed

The Ad Hoc Committee will meet at 8:00 A.M., Thursday, July 12, 2001 at the Chamber of Commerce.

VISIT: Bond Agency Representatives from Moody's

The breakfast meeting with representatives from Moody's will be from 7:30 A.M. to 8:30 A.M., Friday, July 27, 2001 at the University Inn.

ADJOURNMENT

Councilmember Fruitt moved to adjourn, seconded by Councilmember Kemper; motion carried.

The next Council Working Session will be held at 2:00 P.M., Thursday, August 9, 2001 and the Council Regular Meeting will be held at 2:00 P.M., Tuesday, August 14, 2001. Both will be held in the Tippecanoe Room in the County Office Building.

The 2002 Budget Hearings will begin at 8:00 A.M., Monday, August 27, 2001 with a Public Hearing and any departmental presentations until 9:30 A.M. After that time the Council will begin deliberations on 2002 Budget reductions.

Robert A. Plantenga, Auditor